

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

DANIEL TUNNELL,

Defendant

Crim. No.

26 U.S.C. § 7206(1)

(Filing False Tax Returns)

05 CR 10168 DPW

INFORMATION

The United States Attorney charges:

1. From approximately April, 2001 through July, 2002, DANIEL TUNNELL was the regional vice president in charge of the Framingham, Massachusetts office of Computer Associates, Inc.

2. In 2001 and 2002, TUNNELL asked approximately eight Computer Associates employees whom he supervised to share with him a portion of their sales commissions. The employees agreed and gave TUNNELL shared commissions totaling approximately \$51,063 in 2001 and \$20,109 in 2002.

3. TUNNELL knew that the shared commissions he received constituted income for him. Nonetheless, he did not report them as income on the 2001 and 2002 income tax returns he filed. The income figures he did list on these returns were therefore false.


4. By filing false tax returns, TUNNELL reduced his income tax payments for both 2001 and 2002.

COUNT ONE
(Filing False Tax Returns)
26 U.S.C. § 7206(1)

4. On or about April 14, 2002, TUNNELL did willfully make and subscribe a U.S. Individual Income Tax Return, Form 1040, for the calendar year 2001, which was verified by a written declaration that it was made under the penalties of perjury and was filed with the Internal Revenue Service. TUNNELL did not believe this tax return to be true and correct as to every material matter, in that it did not include as income \$51,063 in commissions that TUNNELL knew he had received from other Computer Associates employees.

All in violation of 26 U.S.C. § 7206(1).

MICHAEL J. SULLIVAN
United States Attorney

By: 
Adam J. Bookbinder
Assistant U.S. Attorney

Dated: July 6, 2005

05 CR 10168 DPW

Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: _____ Category No. III Investigating Agency POSTAL, IRS

City Framingham Related Case Information:

County Middlesex Superseding Ind./ Inf. _____ Case No. _____
Same Defendant _____ New Defendant _____
Magistrate Judge Case Number _____
Search Warrant Case Number _____
R 20/R 40 from District of _____

Defendant Information:

Defendant Name Daniel Tunnell Juvenile ☐ Yes ☒ No

Alias Name _____

Address 4251 Potters Walk NE, Atlanta, Georgia 30342

Birth date (Year only): 1973 SSN (last 4 #): 2973 Sex M Race: Caucasian Nationality: U.S.

Defense Counsel if known: Mark Pearlstein Address: McDermott Will & Emery
28 State St., Boston, MA 02109

Bar Number: _____

U.S. Attorney Information:

AUSA Adam Bookbinder Bar Number if applicable 566590

Interpreter: ☐ Yes ☒ No List language and/or dialect: _____

Matter to be SEALED: ☐ Yes ☒ No

☐ Warrant Requested ☒ Regular Process ☐ In Custody

Location Status:

Arrest Date: _____

☐ Already in Federal Custody as _____ in _____

☐ Already in State Custody _____ ☐ Serving Sentence ☐ Awaiting Trial

☐ On Pretrial Release: Ordered by _____ on _____

Charging Document: ☐ Complaint ☒ Information ☐ Indictment

Total # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: July 6, 2005

Signature of AUSA: _____



05 CR 10168 DPW

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Daniel Tunnell

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>26 U.S.C. § 7206(1)</u>	<u>Filing False Tax Return</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: